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BY ECF

December 3, 2021

Re: *The Travelers Indem. Co., et al. v. Northrop Grumman Corp., et al.*,
Case No. 1:16-cv-08778-LGS [rel. 1:12-cv-03040-KBF]

The Honorable Lorna G. Schofield
United States District Court
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Dear Judge Schofield:

Pursuant to Rules I.B.1 and I.D.3 of this Court's Individual Rules and Procedures for Civil Cases, we write on behalf of Nominal Defendant Century Indemnity Company and Plaintiffs The Travelers Indemnity Company and The Travelers Indemnity Company of Connecticut (together, the "Insurers") to request that the Court issue an order authorizing the filing of two exhibits under seal. The Insurers intend to file these exhibits in connection with their opposition to Defendant Northrop Grumman Corporation's and Northrop Grumman Systems Corporation's ("Grumman") motion for summary judgment that the Insurers have a duty to defend the *Romano* Lawsuit, and in support of their cross-motions that the Insurers owe no defense for the *Romano* Lawsuit.

Grumman has previously requested that the Insurers file under seal or redact certain documents that Grumman has designated as containing "Confidential Information" under the operative Protective Order in this case. *See* ECF 54. "Confidential Information" is defined in relevant part as "any Document or thing that a Party reasonably and in good faith believes to contain confidential information that is not publicly available (such as trade secrets or other confidential research, design, development, commercial or other sensitive information)." *Id.* ¶ 4.c. Pursuant to the Protective Order, documents that contain, reproduce or paraphrase Confidential Information "shall be filed under seal." *Id.* ¶ 17.

The two exhibits that the Insurers request be filed under seal have been designated by Grumman as containing "Confidential Information." The exhibits are: (1) excerpts of a deposition transcript; and (2) a letter between Grumman and its insurer, similar in nature to the

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correspondence subject to this Court's November 15, 2021 Order granting Grumman's request to file exhibits under seal. *See* ECF 446.

In accordance with the Court's Individual Rules and Procedures for Civil Cases, the Insurers will file these documents under seal electronically through the Court's ECF system. The Insurers are also enclosing an appendix that identifies all attorneys of record who should have access to the sealed documents.

Respectfully submitted,

/s/ Mary Beth Forshaw

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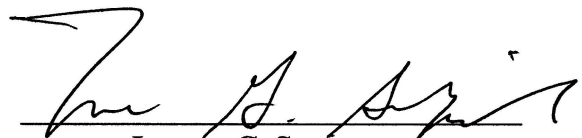
*Attorneys for Nominal Defendant
Century Indemnity Company*

cc: All Counsel of Record (via ECF)

Plaintiff's sealing application is **GRANTED** for substantially the reasons stated in Plaintiff's letter. Exhibits 3 and 6 in Dkt. No. 457 shall be sealed with access limited to the parties listed in the appendix at docket number 454. The Clerk of Court is respectfully directed to close the motion at Docket No. 454.

Dated: December 6, 2021

New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE

APPENDIX A:

All Attorneys of Record Who Should Have Access to the Insurers' Sealed Documents

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